



UNITED STATES | ENGLAND | GERMANY | CHINA

DARA D. MANN
dmann@faegre.com
(612) 766-7089

ATLANTA OFFICE: 678-627-8190

May 17, 2007

VIA EMAIL

Mr. Richard T. Garren
Riggs, Abney, Neal, et al.
502 West Sixth Street
Tulsa, OK 74119-1010

Re: State of Oklahoma v. Tyson, et al.
Case No. 05-CV-0329 GKF-SAJ

Dear Mr. Garren:

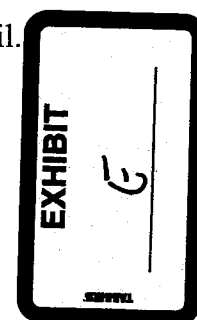
In response to your letter of today's date, please note that both of the issues you raise have been addressed thoroughly and painstakingly in prior communications, pleadings and proceedings on this subject including, without limitation, the following:

- D. Mann Letter to R. Garren dated March 14, 2007
- D. Mann Letter to R. Garren dated March 16, 2007
- D. Mann Letter to R. Garren dated May 4, 2007
- Deposition of Brenda Roe, pp. 25-28, 32-34
- Cargill Defendants' Opposition to the State's Motion to Compel [Dkt. #1136], Argument, Section D(6).

For your reference and convenience, I enclose another copy of each of these documents.

Reiterated summarily:

Every production made by the Cargill Defendants to date has been made as the documents are maintained in the ordinary course of business by the Cargill Defendants. In addition to producing the documents as kept by the Cargill Defendants, we have also provided the State general information regarding (a) the categories of documents produced, (b) the location from which the documents were collected, and (c) load files with more specific source information. Moreover, we will provide shortly additional folder-level detail.



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Legal counsel for the Cargill Defendants are the person(s) most knowledgeable about both (1) the search for documents responsive to the State's discovery requests and (2) the manner in which the Cargill Defendants have produced documents responsive to the State's requests. Accordingly, information regarding the conduct of the Cargill Defendants' search for and production of responsive documents is privileged. However, as outlined in previous correspondence, there are other mechanisms through which the State can ascertain the completeness of the Cargill Defendants' production which do not invade privilege.

Sincerely,

A handwritten signature in black ink, appearing to read 'D. Mann', written in a cursive style.

Dara D. Mann

MANDD

cc: Trevor Hammons
Theresa Hill

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